IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 5399 OF 2007

Raghunath Yashwant Gadhve.... Petitioner

versus

Tahasildar, Phaltan & anr..... Respondent.

Shri V.S.Talkute for the petitioner.
Shri R.S.Datar for respondent nos. 4 to 9
Shri S.K.Chinchalikar AGP for respondents 1 and 2.

CORAM; A.P. DESHPANDE, J.
DATED; 16TH AUGUST, 2007

P.C.;

1. Requisite number of members of the village Panchayat served the notice of no confidence on Tahasildar seeking convening of a meeting for passing a resolution of no confidence. Tahasildar convened the meeting within the requisite time and the resolution was passed in the meeting so held. Aggrieved by passing of the resolution, a dispute was carried to the Collector contending that the grounds/reasons for moving no confidence motion have not been established. The Collector has rejected the dispute by holding that it is not necessary to establish the existence of the reasons assigned for convening the meeting and thus rejected the dispute. Concurring with the view taken by the Collector the Commissioner as well dismissed the appeal filed by the

present petitioner. Hence this writ petition.

2. The learned counsel for the petitioner has tried to demonstrate that the reasons or grounds spelt out in the notice for convening a meeting for passing resolution of no confidence are not established. The persons serving the notice of no confidence though obliged to state the grounds or reasons for the same, they are not required, in law, to substantiate the same. There is no merit in the petition and hence it is summarily dismissed.

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